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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of	)	
	)	
LIBUTTI et al.	)	Art Unit: 1633
	)	
Application No.: 10/031,008	)	Examiner: Michael D. Burkhart
	)	
Filing Date: May 6, 2002	)	Confirmation No.: 3848
	)	
For: METHODS FOR TREATING TUMORS	)	
USING ANTIANGIOGENIC COMPOUNDS	)	

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

BALLARD SPAHR ANDREWS & INGERSOLL  
Customer Number 36339

Dear Sir:

Pursuant to the requirements of 37 C.F.R. § 1.56, submitted herewith on the accompanying Information Disclosure Statement List is a listing of documents known to Applicants and/or their attorneys. In accordance with 37 C.F.R. §1.98(a)(2), copies of any cited U.S. patent or U.S. patent application publication documents are not enclosed. Copies of any cited foreign patent document and/or any non-patent publication are enclosed.

Also, pursuant to the requirements of 37 C.F.R. § 1.56, applicants now submit a list of documents known to Applicants or Applicants' attorneys. In view of the Federal Circuit Court of Appeals' decision in *McKesson Information Solutions, Inc. v. Bridge Medical Inc.*, 487 F.3d 897 (Fed. Cir. 2007), Applicants also provide a list of documents from the prosecution of foreign and U.S. patent applications.

Applicants have not included copies of cited U.S. patents or published U.S. patent applications. But, pursuant to 37 C.F.R. § 1.98(a)(2)(iv), and for the Examiner's review,

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Applicants have enclosed copies of documents from the prosecution of foreign and U.S. patent applications.

Regarding documents from the prosecution of foreign and U.S. patent applications, Applicants note that 37 C.F.R. § 1.98(b) does not mention, and thus does not require, that Applicants must provide any particular set of identifying information. While 37 C.F.R. § 1.98(a)(1) requires Applicants to provide a list of such documents, it does not require Applicants to include in that list specific identifying information. 37 C.F.R. § 1.98(a)(2)(iv) further requires Applicants to provide a copy of such documents (see APPENDIX A). Thus, the rules do not require that Applicants provide any particular set of information about the documents prior to the Examiner's consideration of all the cited information. Nevertheless, in order to be as helpful as possible, Applicants have provided (a) information regarding the source of the documents, and (b) a title or description of each document. The prosecution record of a foreign patent application is the source for each document. Accordingly, in the list required by 37 C.F.R. § 1.98(a)(1), Applicants have provided information about the source of each document. The information provided mirrors the requirements for cited foreign patent applications and U.S. patent applications as set forth by 37 C.F.R. § 1.98(b). For at least these reasons, Applicants respectfully request consideration of all documents submitted in the present Information Disclosure Statement. Applicants have also provided copies of Office Actions, Amendments, Responses, and other correspondence from the prosecution of the listed foreign patent applications as required by 37 C.F.R. § 1.98(a)(2)(iv). APPENDIX A lists these documents, provides identifying information, and includes a column for the Examiner's initials.

<b>INFORMATION DISCLOSURE STATEMENT LIST</b> <b>pursuant to 37 C.F.R. § 1.98(a)(1)-(2) and (b)(4)</b> <b>for Application No. 10/031,008 (Attorney Docket 14014.0322U2)</b> <b>Disclosure of Foreign Patent Applications for which Applicants</b> <b>provide prosecution-related documents (see APPENDIX A)</b>						
<b>Initials</b>	<b>No.</b>	<b>Application /Patent #</b>	<b>Country</b>	<b>Filing Date/Issue Date</b>	<b>First Inventor</b>	<b>Attorney Docket #</b>
	1.	48249/00/ now Patent No. 781134	Australia	5/05/2000/ Grant date 08/18/2005	Steven K. Lubutti	14014.0322AU1
	2.	00930428.8	EPC	05/05/2000	Steven K. Lubutti	14014.0322EP1
	3.	PCT/US00/12392	PCT	05/05/2000	Steven K. Lubutti	14014.0322P1

This Information Disclosure Statement is believed to be filed in a timely manner pursuant to 37 C.F.R. § 1.97(c), in that neither a final Office Action nor a Notice of Allowance has been mailed to Applicants. Accordingly, Applicants enclose the fee required under 37 C.F.R. § 1.97(c)(2).


Consideration of the cited documents and making the same of record in the prosecution of the above-referenced application are respectfully requested.

Applicants enclose a Credit Card Payment Form PTO-2038 authorizing payment in the amount of \$180.00 representing the fee for a small entity under 37 C.F.R. § 1.17(p).

Applicants believe that this is the correct payment amount; however, applicants hereby

authorize the Commissioner to charge to Deposit Account No. 14-0629 any additional fees  
that may be required, or to credit any overpayment.

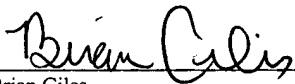
Respectfully submitted,

  
P. Brian Giles  
Registration No. 57,896

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(678) 420-9301 (fax)

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence, including any items indicated as attached or included, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.

  
P. Brian Giles

8-19-2008  
Date

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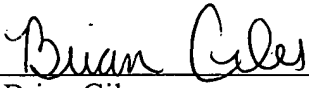
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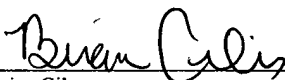
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Pursuant to 37 C.F.R. § 1.98(a)(1)-(2) and (b)(3)-(4)  
for Application No. 10/031,008 (Attorney Docket 14014.0322U2)

<b>APPENDIX A</b>							
<b>LIST OF PROSECUTION DOCUMENTS FROM FOREIGN PATENT APPLICATIONS</b>							
<b>Initials</b>	<b>Attny. Docket #:</b>	<b>Country</b>	<b>Application No./Patent No.</b>	<b>Application Filing Date</b>	<b>Applicant</b>	<b>Document</b>	<b>Date of Document</b>
	14014.0322P1	PCT	PCT/US00/12392	05 May 2000	The Government of the United States of America	International Preliminary Examination Report	07/17/2001
	14014.0322P1	PCT	PCT/US00/12392	05 May 2000	The Government of the United States of America	Written Opinion	03/06/2001
	14014.0322P1	PCT	PCT/US00/12392	05 May 2000	The Government of the United States of America	International Search Report	09/11/2000
	14014.0322AU1	AU	48249/00, now Patent No. 781134	05 May 2000, Grant Date 08/18/2005	The Government of the United States of America	Notice of Acceptance	03/18/2005
	14014.0322AU1	AU	48249/00, now Patent No. 781134	05 May 2000, Grant Date 08/18/2005	The Government of the United States of America	Response to Examiner's Second Report	03/10/2005
	14014.0322AU1	AU	48249/00, now Patent No. 781134	05 May 2000, Grant Date 08/18/2005	The Government of the United States of America	Examiner's Second Report	02/23/2005
	14014.0322AU1	AU	48249/00, now Patent No. 781134	05 May 2000, Grant Date 08/18/2005	The Government of the United States of America	Response to Examiner's First Report	02/16/2005
	14014.0322AU1	AU	48249/00, now Patent No. 781134	05 May 2000, Grant Date 08/18/2005	The Government of the United States of America	Examiner's First Report	06/25/2003
	14014.0322EP1	EP	00930428.8	05 May 2000	The Government of the United States of America	Communication Regarding Expiry of Time	07/25/2007
	14014.0322EP1	EP	00930428.8	05 May 2000	The Government of the United States of America	Decision to Grant	08/24/2006
	14014.0322EP1	EP	00930428.8	05 May 2000	The Government of the United States of America	Communication Re Intention to Grant	02/06/2006
	14014.0322EP1	EP	00930428.8	05 May 2000	The Government of the United States of America	Response to Communication pursuant to Art. 96(2) EPC of 17 June 2005	10/26/2005

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**Pursuant to 37 C.F.R. § 1.98(a)(1)-(2) and (b)(3)-(4)**  
**for Application No. 10/031,008 (Attorney Docket 14014.0322U2)**

	14014.0322EP1	EP	00930428.8	05 May 2000	The Government of the United States of America	Communication pursuant to Art. 96(2) EPC	06/17/2005
	14014.0322EP1	EP	00930428.8	05 May 2000	The Government of the United States of America	Response to Communication pursuant to Art. 96(2) EPC of 06 Dec 2004	04/14/2005
	14014.0322EP1	EP	00930428.8	05 May 2000	The Government of the United States of America	Communication pursuant to Art. 96(2) EPC	12/06/2004